

1 EDMUND G. BROWN JR.
Attorney General of California
2 WARD A. CAMPBELL
Supervising Deputy Attorney General
3 PAUL A. BERNARDINO, State Bar No. 164654
HEATHER S. GIMLE, State Bar No. 203849
4 Deputy Attorneys General
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 323-1977
Fax: (916) 324-2960
7 E-mail: Paul.Bernardino@doj.ca.gov
Attorneys for Respondents

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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA
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13 **CHARLES D. RIEL,**

14 Petitioner,

15 v.

16
17 **WARDEN, San Quentin State Prison,**

18 Respondent.
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CIV S-01-0507 LKK KJM

CAPITAL CASE

**STIPULATION TO ENLARGE TIME
FOR TAKING DR. DUNN'S
DEPOSITION AND ORDER**

20 The parties, through their respective undersigned counsel, pursuant to Fed. R. Civ. P.
21 16(b)(4), jointly request this Court modify the scheduling order (Doc. 302), to extend the
22 discovery deadline as to the deposition of John T. Dunn, Ph.D. Due to an unforeseen family
23 medical concern by Dr. Dunn of which he has attested in a declaration filed under seal, and
24 pursuant to Fed. R. Civ. P. 29(a), the parties enter into the following stipulation:

25 Having met and conferred, counsel for the parties hereby stipulate that the time to complete
26 the previously authorized deposition of Dr. John T. Dunn should be extended through and until
27 September 10, 2010.
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2 Dated: July 28, 2010

Respectfully submitted,

3 EDMUND G. BROWN JR.
4 Attorney General of California
WARD A. CAMPBELL
Supervising Deputy Attorney General

5 */s/ Paul A. Bernardino*
6 PAUL A. BERNARDINO
7 HEATHER S. GIMLE
Deputy Attorneys General
Attorneys for Respondent

8 */s/ Robert D. Bacon*
9 *as authorized on July 28, 2010*
10 ROBERT D. BACON, ESQ.
Attorney for Petitioner

11 DANIEL J. BRODERICK
Federal Defender

12 */s/ Joan M. Fisher*
13 */s/ Tivon Schardl*
14 *as authorized on July 28, 2010*
15 JOAN M. FISHER
Assistant Federal Defender
Tivon Schardl
Trial and Habeas Counsel
Attorneys for Petitioner

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18 **GOOD CAUSE APPEARING,**

19 **IT IS SO ORDERED:**

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21 DATED: August 6, 2010.

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23 
24 U.S. MAGISTRATE JUDGE
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